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18
19 **UNITED STATES DISTRICT COURT**
20
21 **DISTRICT OF NEVADA**

22 2-WAY COMPUTING, INC., a Nevada
23 corporation.,

24 v.
25 Plaintiff,

26 AVAYA INC., a Delaware corporation, ,

27 Defendant.

28 CASE NO.: 2:15-cv-02233-MMD-CWH

29
30 **STIPULATION AND PROPOSED ORDER**
31 **EXTENDING TIME FOR DEFENDANT**
32 **TO RESPOND TO COMPLAINT (DOC. #1)**

33
34 **THIRD REQUEST**

35 Plaintiff 2-WAY COMPUTING, INC. ("Plaintiff"), and Defendant AVAYA INC.,
36 ("Defendant"), by and through their undersigned counsel, hereby agree and stipulate as follows:

37 1. The current deadline for Defendant to respond or otherwise plead to the
38 Complaint (Doc. #1) is March 7, 2016. *See* Doc. #25.

39 2. The parties agree and stipulate that the deadline for Defendant to answer or
40 otherwise respond to Plaintiff's Complaint (Doc. #1) shall be extended by fifteen (15) days, until
41 March 22, 2016.

3. This is the third request for an extension of this deadline. This Stipulation is made in good faith and not in an attempt to delay proceedings.

4. Nothing contained herein shall be deemed an admission or waiver of any right belonging to any party hereto.

IT IS SO STIPULATED:

Dated this 3rd day of March, 2016.

Dated this 3rd day of March, 2016.

By: /s/ Mark Borghese
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Attorneys for Plaintiff

Attorneys for Defendants

IT IS SO ORDERED:

DATED March 3, 2016

Craig H. Johnson

UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b), I certify that I am an employee of BROWNSTEIN HYATT FARBER SCHRECK, LLP, and on this 3rd day of March, 2016, I served the document entitled **STIPULATION AND PROPOSED ORDER EXTENDING TIME FOR DEFENDANT TO RESPOND TO COMPLAINT (DOC. #1) THIRD REQUEST**, on the parties listed below via the following:

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VIA FIRST CLASS U.S. MAIL: by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Reno, Nevada for delivery to the foregoing.

VIA FACSIMILE: by transmitting to a facsimile machine maintained by the person on whom it is served at the facsimile machine telephone number as last given by that person on any document which he/she has filed in the cause and served on the party making the service. The copy of the document served by the facsimile transmission bears a notation of the date and place of transmission and the facsimile telephone number to which it was transmitted.

BY PERSONAL SERVICE: by personally hand-delivering or causing to be hand delivered by such designated individual whose particular duties include delivery of such on behalf of the firm, addressed to the individual(s) listed, signed by such individual or his/her representative accepting on his/her behalf.

VIA ELECTRONIC SERVICE: by electronically filing the document with the Clerk of the Court using the ECF system which served the foregoing parties electronically.

/s/ Jeff Tillison

Employee of Brownstein Hyatt Farber Schreck, LLP